THE EFFECTIVE DATE OF THIS RESOLUTION IS SEPTEMBER 24, 2002

RESOLUTION NO. 02-23

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS

OF FREDERICK COUNTY, MARYLAND

Re: Rural Roads Program

**RECITALS** 

The Board of County Commissioners of Frederick County, Maryland ("Board")

recognizes the County's agricultural/rural heritage and desires to support its preservation.

Many of the County's rural roadways contribute to and enhance the County's rural

character and scenic qualities.

The Board wants to develop a policy to continue to maintain certain roads as rural

roadways, while also providing for certain localized, necessary safety "spot"

improvements.

The County's Division of Public Works' staff has worked with an ad-hoc

committee over the past year to develop the "Rural Roads Committee" policy which was

presented to the Board on June 4, 2002.

The Board then directed staff to further refine the Committee's proposal and

proceed to public hearing on a revised policy.

A public hearing was held on Tuesday, September 24, 2002, during which

members of the public were provided the opportunity to comment on the proposed policy.

The Board deems it appropriate to adopt the Rural Roads Policy set forth herein.

# **RESOLUTION**

NOW, THEREFORE, BE IT RESOLVED THAT THE BY THE BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY, MARYLAND, hereby approves and adopts the Rural Roads Policy as set forth in Exhibit A hereto;

AND BE IT FURTHER RESOLVED, that the Board approves and adopts the list of roadways attached hereto as Exhibit B and includes those roads into the Rural Roads Program.

The undersigned hereby certify that this Resolution was approved and adopted on this 24th day of September, 2002.

ATTEST:	BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY, MARYLAND						
/s/	/s/ (SEAL						
Douglas D. Browning	David P. Gray						
Acting County Manager	President						

#### EXHIBIT A

## Frederick County, Maryland Rural Roads Program

- 1. <u>Purpose</u>. The Rural Roads Program provides the County with another tool to recognize and preserve the County's agricultural and rural heritage. The purpose of this program includes the following:
  - Help protect the scenic and historical qualities of the roads and the adjacent landscape.
  - Support, preserve, and enhance the agricultural/rural character of the County.
  - Contribute to a comprehensive, county-wide inventory of rural/scenic qualities.
  - Provide continuing maintenance of gravel roads, allowing for localized, necessary, safety accommodations (excluding comprehensive stabilization tar and chipping).
  - Discontinue the practice of "automatic" stabilization (tar and chipping) of dirt/gravel roads.
- 2. <u>Designation Criteria</u>. Roadways exhibiting the characteristics set forth below may be considered for inclusion in the Rural Roads Program, and thereafter not be subject to comprehensive upgrade by the County unless removed from the list. The Board notes that many elements of the following criteria (i.e., scenic vistas, rural character, etc.) are <u>subjective</u>.
  - a. The roadway should have outstanding natural features including, but not limited to, a strong heritage with regard to mostly unchanged alignment, width, and adjacent development, etc., open areas with agricultural or scenic vistas, or character consistent with rural heritage and maintenance.
  - b. The road should be lightly traveled, with trip purposes consistent only to serve the local, fronting properties, or to serve auto, biking, or hiking needs in order to enjoy its rustic or recreational features.
  - c. The road should not be scheduled or programmed in the County's CIP program for future major improvements that would change its rural or rustic character, or designated for improvements by the Planning Commission as a result of development activity.
  - d. Scenic roads shall only be located in areas designated Agricultural/Rural and/or Conservation on the County's Comprehensive Plan. These designations must adjoin both sides of the road.

### 3. Application Process.

- a. Application for a specific roadway inclusion in or removal from the program shall be filed with the Director of the Division of Public Works.
- b. An application may be filed by: (1) Petition of 60% of the property owners adjacent to the road; or (2) by any County agency, the Roads Board, or the Board of County Commissioners.
- c. Upon receipt of the petition, the Director of the Division of Public Works shall forward a copy to the Roads Board for inclusion in its next meeting agenda. The Director shall also forward a copy to the Office of Transportation Engineering for evaluation and creation of a written recommendation. The Office of Transportation Engineering's written recommendation shall be forwarded to the Roads Board and the Board of County Commissioners for consideration during the respective hearings.
- d. The applicant shall be responsible for the cost of the advertisement for the public hearings.

### e. Hearing

- 1) The Roads Board shall conduct a hearing on the application and forward its recommendation to the Board of County Commissioners.
- 2) The Board of County Commissioners shall conduct a hearing on the application and determine whether to include or remove a proposed road from the list.
- 4. <u>Maintenance</u>. A roadway designated as a rural road shall continue to be maintained by the County on a regular schedule, and in such a manner that safe public access continues to be afforded. These guidelines are intended only to pertain to the County-maintained rights of way, including, but not limited to, the travel way and any contiguous ditches. The County shall continue to maintain the road in a continuing, responsible, manner equal to the effort that existed at the time the road was adopted into the program.
  - a. Rural roads may have dirt/gravel surfaces or sealed surfaces. The Division of Public Works shall undertake minor maintenance improvements and reconstruction as necessary to retain the integrity of the roadway within the normal bounds of regularly scheduled maintenance. For example, short lengths of road on steep hills may be surface-treated as deemed appropriate by the County to curb gravel run-off or erosion.

- b. Side-swales and linear drainage shall be maintained pursuant to continuing expectations.
- c. Dust treatment may be applied at the discretion of the Division of Public Works.
- d. Repairs to existing cross-drains or the installation of new drains shall be accommodated.
- e. Where practicable, new or repaired cross drains shall be covered with the same type of surface that existed previously.
- f. The Division of Public Works shall continue to trim and mow roadside vegetation where necessary to maintain safety and access by the traveling public. Tree branches, shrubs, and whole trees may be removed by DPW under regular maintenance when such items threaten the health and safety of the public.
- g. Land and forest management may be practiced.
- h. Control of undesirable vegetation shall be accomplished by mowing or selective cutting whenever possible. When herbicides are necessary, they shall be used in a judicious and prudent manner to avoid unnecessary browning of the roadside vegetation.
- i. Any adjacent property owner may request of DPW to selectively avoid cutting unique vegetation along their road providing that said avoidance does not conflict with "8" above. DPW will endeavor to comply with such requests.
- j. Routine maintenance or repairs to Bridges or Culverts shall be done with consideration for the historic, rustic, or pre-existing character of the structure, as long as safety is not sacrificed.
- k. Materials used to install or repair Bridges or Culverts shall be consistent with pre-existing conditions.
- 1. Snow removal and normal "winterizing" practices shall continue.

- m. The County shall continue to supply and maintain all necessary regulatory and advisory signs under authority granted by the County Code. Said signs shall continue to meet specifications for size, reflectivity, message, and placement, etc., as outlined in the Manual on Uniform Traffic Control Devices.
- n. Speed limits or advisory warnings shall continue to be reviewed and posted under authority granted to the Director of the Division of Public Works. Speeds limits should be well posted on Rural Roads.
- o. Existing guardrail shall be replaced or repaired with a like material when practicable. New guardrail may be installed by the County to address safety concerns.
- 5. <u>No Restriction on Development</u>. The designation of a roadway as a rural road under this program shall not limit or restrict development or subdivision rights of adjoining owners. Development related improvements as directed by the Planning Commission or the Division of Public Works may be performed without regard to the policies set forth in this program.

### "Rural Roads"

Subject to Provisions in Frederick Co.'s Policy

			Subject to Provisions in Frederick Co.'s Policy				
	DoHO				ļ		
	maint.	TOTAL I		;			
	district	ROAD I		I (Bit.Conc)	(Macad)	(Stone)	
ROAD NAME	(#)	LENGTH	LIMITS, or SUBDIVISION	ASPHALT	T&CHIP	, , ,	
"Thurmont" areas							
BUCK LANTZ ROAD	1	2.19	MD 491 to Foxville-Deerfield Road	l I	0.72	1.47	Entire Limits Shown Here
DEBOLD ROAD	1	2.45	E/S MD 550 to NW/S Eylers Valley Road	l I	1.24	1.21	Entire Limits Shown Here
DERN ROAD	1	0.85	E/S Sixes Bridge Rd-Sixes Road @ Grimes Rd E	l I	I	0.85	Entire Limits Shown Here
EYLERS VALLEY ROAD	1	4.33	Kelbaugh Rd. to Friends Creek Rd.		3.07	1.26	Entire Limits Shown Here
GREGG ROAD	1	0.95	Simmons Road to NE/S Keysville Rd	!!!		0.95	Entire Limits Shown Here
JOHN MEHRING ROAD	1	0.38	S/S Legore Rd to road end	!!!	!	0.38	Entire Limits Shown Here
RAVEN ROCK PARK ROAD	1	0.81	NW/S Foxville Deerfield Rd to end of maint.	!!!	0.31	0.50	Entire Limits Shown Here
RIFFLE ROAD	1	1.05	Inter. Ann'dale/H'mpton Valley to PA St. line	!!!	0.65	0.40	Entire Limits Shown Here
SHOEMAKER ROAD	1	1.93	Bollinger School Road to Monocacy River	1 000	0.57	1.36	Entire Limits Shown Here
		14.94		0.00	6.56	8.38	
"Unionville" areas							
ALBAUGH ROAD	2	2.38	Unionville Road to MD 31		1.28	1.10	Entire Limits Shown Here
BLACK ANKLE ROAD	2	3.22	S/S Unionville Rd-NW/S Buffalo Rd@Carroll Co	! ! ! !	2.22	1.00	Entire Limits Shown Here
DOTTERER ROAD	2	0.67	S/S MD 75 to N/S Molasses Rd		2.22	0.67	Entire Limits Shown Here
ETZLER MILL ROAD	2	1.28	SW/S Renner Rd to NE/S Whiskey Springs Rd	i i	0.68	0.60	Entire Limits Shown Here
MATTIE HAINES ROAD	2	0.61	S/S Old Bohn Rd to E/S Woodville Rd	i i	0.46	0.15	Entire Limits Shown Here
OLD BOHN ROAD	2	1.91	NW/S Buffalo Rd to SE/S Woodville Rd	i i	1.16	0.75	Entire Limits Shown Here
PEARRE ROAD	2	1.42	E/S Clemsonville Rd to Carroll Co line	i i	0.22	1.20	Entire Limits Shown Here
REPP ROAD	2	1.50	S/S MD 75 to NE/S Molasses Rd	i i	0.68	0.82	Entire Limits Shown Here
WHISKEY SPRINGS ROAD	2	1.48	NE/S Coppermine Rd to W/S Renner Rd	i i	0.65	0.83	Entire Limits Shown Here
		14.47		0.00	7.35	7.12	
"Myersville" areas							
BOONSBORO MOUNTAIN ROA		0.53	Dead end, to Washington Co Line	l I	I	0.53	Entire Limits Shown Here
DAHLGREN ROAD	3	1.55	NE/S ALT 40 to W/S Frostown Road		0.50	1.05	Entire Limits Shown Here
DELAUTER ROAD (part)	3	1.20	Dead end to MD 17 (.40) and dead end to Gambrill Park	!!!	0.40	0.80	Entire Limits Shown Here
FORD FIELDS ROAD	3	0.43	E/S Rum Springs Rd to .43 mile to dead end	!!!		0.43	Entire Limits Shown Here
FOX TOWER ROAD	3	2.32	Wigville Road to SE/S Stottlemeyer	!!!		2.32	Entire Limits Shown Here
HAYES ROAD	3	1.40   2.00	NE/S Spruce Run Rd-SE/S Brandenburg Hollow	!!!	0.77	0.63	Entire Limits Shown Here
MINK FARM ROAD RUM SPRING ROAD	3	2.00   2.31	SW/S Catoctin Hollow Rd to Tower Road		0.25   1.05	1.75   1.26	All except from "Buzzard Branch" to Catoctin Hollow Rd. Entire Limits Shown Here
SHANK ROAD	3	1.23	E/S Highland School Rd to W/S Gambrill Park NE/S ALT 40 to SW/S Station Road	! !	0.04	1.19	Entire Limits Shown Here
TOWER ROAD	3	5.50	MD 77 to Gambrill Park Road	! ! ! !	3.30	2.20	Entire Limits Shown Here
WILDCAT ROAD	3	1.16	N/S Meeting House Rd to MD 17	! ! ! !	0.26	0.90	Entire Limits Shown Here
WILDOAT NOAD	0	19.63	14/0 Weeting Flouse Na to WD 1/	0.00	6.57	13.06	Entire Ellints Offown Field
				0.00	0.0.		
"Jefferson" areas							
AUSHERMAN ROAD	4	0.87	N of Point of Rocks Rd at Catoctin Crk to end	1 1	1	0.87	Entire Limits Shown Here
BENNIES HILL ROAD	4	1.68	E/S MD 17 to W/S Roy Shafer Rd	į į	0.88	0.80	Entire Limits Shown Here
BOSS ARNOLD ROAD (EAST)	4	0.60	NW/s Lander Rd to Catoctin Creek	ı i	0.25	0.35	Entire Limits Shown Here
BOSS ARNOLD ROAD (WEST)	) 4	1.16	SE/s MD 464 to Cactoctin Creek	0.71	0.10	0.35	Entire Limits Shown Here
HARLEY ROAD	4	1.35	SW/S Bennies Hill Rd to N/S Sumantown Rd	l İ	j	1.35	Entire Limits Shown Here
HAWKER ROAD	4	0.41	NW/S Cap Stine Rd to road end	l I	I	0.41	Entire Limits Shown Here
POFFENBERGER ROAD	4	3.60	E/S Broad Run Rd to Old Middletown Rd	0.40	0.85	2.35	Entire Limits Shown Here
SIGLER ROAD	4	1.72	SE/S Horine Rd to E/S Lander Rd	0.26	0.71	0.75	Entire Limits Shown Here
		11.39		1.37	2.79	7.23	

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"Urbana" areas							
BANNER ROAD	5	0.46	W/S Mt. Ephraim Rd to Banner Park	1	1	0.46	Entire Limits Shown Here
CHICK ROAD	5	2.17	S/S MD 28 to dead end vicinity of Nolands Ferry	0.75	1	1.42	Entire Limits Shown Here
COMUS ROAD	5	0.90	E/S Mt Ephriam Rd to Montgomery County line	0.70	1	0.20	Entire Limits Shown Here
COVELL ROAD	5	0.72	W/S Thurston Rd to road end	1	0.19	0.53	Entire Limits Shown Here
GREENFIELD ROAD (part)	5	3.35	MD 85 to MD 28	1.24	0.55	1.56	Gravel-only portion: 1.24 mi N of MD 28 to .55 mi SE of MD 85
HAINES ROAD	5	0.25	S/S Price Distillery to County line		1	0.25	Entire Limits Shown Here
MONOCACY BOTTOM ROAD	5	2.50	Flint Hill Rd to Park Mills Rd (but .72 mi. in middle is clos	1.14	0.60	0.76	Entire Limits Shown Here
MOTT ROAD	5	0.78	NE/S Fire Tower Rd to SW/S MD 355	1	1	0.78	Entire Limits Shown Here
MOUNT EPHRAIM ROAD	5	4.17	S/S Park Mills Rd to Montgomery Co line	1	1.75	2.42	Entire Limits Shown Here
NEW DESIGN RD (part)	5	0.71	MD 28 to dead end		0.50	0.21	Entire Limits Shown Here
NOLANDS FERRY ROAD	5	0.60	E/S New Design Road to Chick Road	1	1	0.60	Entire Limits Shown Here
NOLANDS ROAD	5	0.50	SW/S MD 28 to New Design Road		1	0.50	Entire Limits Shown Here
PAGE ROAD	5	0.30	SE/S Greenfield Rd to NW/S Park Mills Rd	1	1	0.30	Entire Limits Shown Here
PETERS ROAD	5	2.35	E/S Park Mills Rd to SW/S Thurston Rd		0.76	1.59	Entire Limits Shown Here
PRICE DISTILLERY ROAD	5	4.98	E/S Ijamsville Rd to W/S Md 75	4.10	0.60	0.28	Only that portion east of MD 75 (=.68 miles)
PRICE ROAD	5	1.37	E/S MD 355 to MD 75		1	1.37	Entire Limits Shown Here
RODERICK ROAD	5	1.92	NE/S Peters Rd to SW/S MD 80	1.10	0.40	0.42	Excepting the 1.10 mile limit that is paved/striped
SUGARLOAF MOUNTAIN ROAE	5	2.87	NE/S Comus Road to SW/S Thurston Road	1.37	1	1.50	Entire Limits Shown Here
		30.90		10.40	5.35	15.15	
"Frederick" areas							
FISHING CREEK ROAD	6	4.48	S/S Gambrill Park Rd to N/S Hamburg Rd	1	0.70	3.78	Entire Limits Shown Here
DELAUTER ROAD (part)	6	1.40	E/S Gambrill Park Road to W/S Fishing Creek Road	1	1	1.40	Entire Limits Shown Here
GAMBRILL PARK RD (part)	6	5.87	N/S Mountaindale Road to Tower Road		1	5.87	Entire Limits Shown Here
MEADOW ROAD	6	1.20	N/S MD 144 to road end	1.00	1	0.20	Entire Limits Shown Here
MOUNTAINDALE ROAD	6	5.04	Rt. 806 to Putman Rd.	2.50	0.70	1.84	Putnam Road to Fishing Creek Road (=2.54 miles)
QUIET COVE ROAD	6	0.44	S/S Boyers Mill Rd to Rd end	1	1	0.44	Entire Limits Shown Here
WILHIDE ROAD (part)	6	1.34	Lewistown Rd to Stevens Rd.		0.42	0.92	Entire Limits Shown Here
		19.77		3.50	1.82	14.45	

15.27 | 30.44 | 65.39 |

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